Delimitation of Assembly constituencies in Delhi

572. DR. SANJAYA SINH : Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state :

(a) whether it is a fact that Draft Proposals on the delimitation of the proposed Assembly constituencies in the Union Territory of Delhi are going to be made public soon; and

(b) if so, what are the details in this regard ?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARMANGALAM) : (a) Yes, Sir.

(b) The Election Commission proposes to complete the different stages of work on the delimitation as per following schedule :—

(i) publication of the proposals for the delimitation in the Official Gazette together with notice inviting objections and suggestions .	26-5-1992
(ii) Last date for receipt of objections and suggestions . . .	16-6-1992
(iii) Completion of public hearings	10-7-1992
(iv) Publication of the Order in the Official Gazette . . .	1-8-1992

The above schedule is based on preliminary estimate of the work involved in dealing with all objections and suggestions, their number and nature, as are received by the specified date.

Election Commission's suggestions for the terms of Rajya Sabha Members

573. SHRI S. MADHAVAN : Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state :

(a) whether the Election Commission has sent any report about amending the law relating to the retirement of Rajya Sabha members once in two years;

(b) if so, what are the details thereof; and

(c) whether Government are taking action to resolve the difference between the constitution and the Representation of Peoples Act relating to the terms of Rajya Sabha Members ?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARMANGALAM) : (a) Yes, Sir.

(b) The Election Commission has proposed that the date of retirement of as nearly as may be one-third of members on the expiration of every second year may be permanently fixed and any member elected to fill a particular seat should retire on the specific date irrespective of the date of his election. Such fixation of dates should, however, apply in the case of members to be elected hereafter so that the term of office of the sitting members is not adversely affected in any case.

(c) The provision of a term of six years for a member of the Rajya Sabha except those elected against a casual vacancy, irrespective of the date of his election and its effect on the cycle of biennial retirement has been questioned in a Writ Petition before the Allahabad High Court and the matter is subjudice, therefore the proposal can be examined after the matter is decided by the court, since it involves legal issues.

Appointment of Judges in J and K

574. SHRI SHABBIR AHMAD SALARIA : Will the Minister of LAW, JUSTICE

AND COMPANY AFFAIRS be pleased to state :

(a) what is the ratio in which the District Judges/Additional District Judges in J & K are appointed by promotion vis-a-vis by direct recruitment from the Bar;

(b) what is the total number of posts of the cadre of District/Additional District Judges who have been appointed by direct recruitment from the Bar so far; and

(c) what is the number of District/Additional District Judges required to be appointed from the bar to give the direct recruits their share under rules and when the Government do so ?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARMANGALAM) : (a) to (c) The information is collected and will be laid on the Table of the House.

Functions, composition and decisions of Company Law Board

575. SHRI H. HANUMANTHAPPA : Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state :

(a) what are the functions of the Company Law Board;

(b) what are the names of members of the board and how they were appointed; and

(c) what are the main decisions of the board during 1991-92 ?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARMANGALAM) : (a) Company Law Board is a quasi-judicial authority constituted under Section 10E of the Companies Act, 1956, exercising judicial and quasi-judicial powers statutorily conferred on it by the Act.

(b) The following are the Members of the Company Law Board :

Shri S.P. Upasani	Chairman
Shri A.M. Chakraborti	Member
Shri C.R. Mehta	Member
Shri K.K. Dhar	Member
Shri S. Balasubramaniam	Member
Shri A.R. Ramanathan	Member

Members of the Board were appointed by the Central Government in terms of sub-section (2)/(2A) of section 10E of the Act.

(c) During 1991-92, the Company Law Board Benches have disposed off 14,553 cases of which 12,024 cases relate to repayment of public deposits, 653 cases relate to alteration of Memorandum of Association of Companies, 522 cases relate to disputes regarding share transfers and 80 petitions relate to oppression and mismanagement.

Failure to appoint cost auditors

576. SHRI H. HANUMANTHAPPA :
CHOWDHARY RAM SEWAK :

Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state :

(a) what is the number of cases in which Government could not appoint Cost Auditors during the last three years;

(b) whether the companies did not apply or their requests were not processed; and

(c) what steps have been taken to look into the whole matter ?

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARMANGALAM) : (a) After issue of Cost Audit Orders, Companies apply to the Central